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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

Hittner  
United States District Court  
Southern District of Texas  
FILED

FEB 08 2007

Michael N. Milby, Clerk

UNITED STATES OF AMERICA

v.

1. FRANCISCO NUNCIO, Jr., a.k.a. Frank,  
a.k.a. Butcher, (Counts 1, 4, 7, 8, 9, 10,  
11 Racketeering Acts ("RA") 2, 5, 7, 8,  
9, 11, 12, 15)
2. MICHAEL ALMARAZ, a.k.a. Little Mike,  
(Counts 7, 8)
3. FRANK CANO, a.k.a. Slim,  
(Counts 1, 10, 11 RA 7, 10, 11, 12, 13, 15)
4. ROBBIE LEE DANAS, a.k.a. Sleepy,  
(Counts 1, 9 RA 7, 9)
5. GEORGE DURAN, a.k.a. Porkchop,  
(Counts 5, 6)
6. JESUS GALVAN, Jr., a.k.a. Jesse,  
(Counts 1, 9, 10 RA 7, 8,  
9, 12, 14)
7. ROBERTO GARZA, a.k.a. Bobby,  
a.k.a. Flaco, (Counts 1, 2, 9 RA 1, 2,  
9, 14)
8. RENE GONZALES, Jr., a.k.a. Slick,  
a.k.a. Amor Slick, (Counts 1, 3 RA 2, 4)
9. JUAN MATAMOROS, a.k.a. Pudd,  
(Counts 1, 3 RA 2, 3)
10. MIKE MENDOZA, Jr., a.k.a. Barney,  
(Counts 5, 6)
11. ALBERT ORTIZ, a.k.a. Borrado,  
(Counts 1, 7, 9, 10 RA 9, 12, 14)
12. JOHNNY PEREZ, Jr., a.k.a. Payaso,  
a.k.a. Ki Ki, (Counts 1, 2, 9 RA 1, 2, 9)
13. MICHAEL THAMAN, a.k.a. Mikeo,  
(Counts 1, 9 RA 9, 11, 13)
14. EVARISTO TORRES, a.k.a. Red Dog,  
(Counts 1, 9 RA 9, 11)
15. WILLIE VALDEZ, a.k.a. Canoso, a.k.a.  
Jacker, (Counts 1, 3, 4, 5, 7, 9 RA 2, 3,  
5, 6, 9, 15)
16. JERRY VILLARREAL, Jr., a.k.a. Craps,  
(Counts 1, 9, 10 RA 9, 11, 12, 13)
17. ROBERT YBARRA, a.k.a. Little Rob,  
(Counts 1, 10 RA 10, 12, 14, 15)

Defendants.

H-07-CR-

INDICTMENT

(Under Seal)

Violations:

Racketeering

Count 1- 18 U.S.C. § 1962(d)

Violent Crimes In Aid of Racketeering

Counts 2-4 18 U.S.C. § 1959(a)(1)

Counts 5-11 18 U.S.C. § 1959(a)(5)

## GENERAL ALLEGATIONS

The Grand Jury Charges:

### The Texas Syndicate Enterprise

At various times material to this information:

1. Defendants, **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, MICHAEL ALMARAZ, a.k.a. Little Mike, FRANK CANO, a.k.a. Slim, ROBBIE LEE DANAS, a.k.a. Sleepy, GEORGE DURAN, a.k.a. Porkchop, JESUS GALVAN, Jr., a.k.a. Jesse, ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, RENE GONZALES, Jr., a.k.a. Slick, a.k.a. Amor Slick, JUAN MATAMOROS, a.k.a. Pudd, MIKE MENDOZA, Jr., a.k.a. Barney, ALBERT ORTIZ, a.k.a. Borrado, JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki, MICHAEL THAMAN, a.k.a. Mikeo, EVARISTO TORRES, a.k.a. Red Dog, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker, JERRY VILLARREAL, Jr., a.k.a. Craps, ROBERT YBARRA, a.k.a. Little Rob, and others known and unknown, were members of and associates of the Texas Syndicate (TS), a criminal organization whose members and associates engaged in murders, attempted murders, conspiracies to commit murder, robberies, narcotics distribution, and other crimes within the Southern District of Texas, principally in Houston, Texas, and elsewhere.**

2. The TS originated during the 1970s as a response by native Texas inmates to other prison gangs. The TS is a dominant prison gang in the State of Texas and is also recognized nationally as a major prison gang. The TS is also known as "Syndicato Tejano" and "ESE TE."

3. The TS, including its leadership, members and associates, constitutes an "enterprise," as defined by Title 18, United States Code, Section 1961(4), (the TS Enterprise), that is a group of individuals associated in fact. The TS Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

The TS Enterprise was engaged in, and its activities affected, interstate and foreign commerce.

**The Purposes of the TS Enterprise**

4. The purposes of the TS Enterprise included the following:

a. Enriching the members and associates of the enterprise through, among other things, murder, robbery and distribution of narcotics.

b. Preserving and protecting the power, territory and profits of the enterprise and building a strong organization through the use of intimidation, violence, threats of violence, assaults and murders against outsiders and through strict and harsh discipline, along with murders, attempted murders and conspiracies to murder, of members and associates who violate the rules and goals of the organization.

c. Promoting and enhancing the enterprise and its members' and associates' activities.

d. Keeping victims in fear of the enterprise and in fear of its members and associates through threats of violence and acts of violence.

**Means and Methods of the TS Enterprise**

5. Among the means and methods by which the Defendants and their associates conducted and participated in the affairs of the TS Enterprise were the following:

a. A member of the TS has the title of "cuerno" which means "horn" in Spanish. TS members frequently refer to each other as "carnal" (brother) and maintain a distinct identity by establishing and enforcing specific TS rules, holding meetings, utilizing TS gang signs (horns), and by maintaining a close relationship with fellow gang members and their associates throughout the state. Some, but not all, TS members have TS tattoos. These tattoos commonly include horns ("cuernos"), words containing the letters "T" and "S," or various objects in the shape of a "T" and "S." Members

consider it to be an offense against the organization to have a TS tattoo or to assert that you are a member of the TS prior to becoming a full member. Although obtaining TS related tattoos was once a common practice, some members of the TS have begun avoiding obtaining tattoos in order to shield their association with the TS from law enforcement. This allows members to function with less oversight, especially within the prison system.

b. A TS recruit is called a "prospecto" (prospect). The "prospecto" is sponsored by a "camal" who becomes the "prospecto's" godfather or "padrino." Individuals who perform "work" (i.e. assist in criminal activities) for the TS, but are not members, are referred to as associates. Associates who back up the TS are also known as "esquinas," which is used to mean "in their corner."

c. Members of the TS are bound by a strict set of rules which ensure loyalty and participation in the enterprise's criminal activities. The rules require that a member must continue his participation in the organization even after his release from prison. No member is permitted to break away from the group. Membership is for life. Any violation of the rules may result in harsh penalties, including death. A member who violates the rules and loses favor becomes a "muleta." As used by TS members this term is used to refer to a person designated to be killed. Another member or prospect may be assigned the responsibility to kill a person. The strict rules and harsh discipline governing the TS help insure that this organization's members and associates will function as a continuing unit despite any changes in membership.

d. The rules of the TS prohibit the distribution of information regarding fellow members to law enforcement. TS members, therefore, generally attempt to conceal their association with this organization from law enforcement. If several TS members commit a crime, it is not uncommon for one member to demonstrate his loyalty by taking responsibility for the crime in order to shield his other TS brothers from the attention of law enforcement.

e. The rules of the TS provide that members are expected to share their profits from criminal activity with other members. Members consider it a responsibility to financially assist other members when they are in trouble and often assist newly paroled members by immediately setting them up in the drug distribution business.

f. The TS rules provide that the TS is to come before family, friends or God. All members are expected to know the rules of the TS. It is understood that members and prospects of the TS may receive a telephone call and instructions to commit a murder or some other crime for the TS at any time. Regardless of the member's friendship or association with the victim, the orders are to be carried out since the rules mandate that the TS comes first, even before family or friendship. The members, prospects and associates are often used to carry out violent TS business. Sometimes, members who have a problem or "muleta" that they need to work off in order to achieve a better status with the TS, are called upon to perform the "hits," i.e. kill someone.

g. Strict discipline is an important factor in maintaining the strength of the TS since it discourages members from revealing TS business to law enforcement, from working for rival gangs, or otherwise endangering the criminal aims of the TS. Members and prospects of the TS are bound by a set of rules that if violated may result in sanctions which may result in death. Violence is often used to sanction associates or members who transgress TS rules regardless of whether the rule violated was done knowingly or unknowingly.

h. In order to continue and facilitate its business and existence outside of the prison system, the TS holds meetings ("juntas") on a regular basis to discuss TS business (e.g. money, voting, problem members, issues with rival gangs). Most of these meetings will involve the entire membership, unless a member is excused, however, some meetings will only be attended by key members. The frequency of these meetings is determined on an as-needed basis. During these

meetings there may be a discussion regarding whether an individual member, prospect, or associate should be killed for violating a rule of the TS, i.e made a "muleta." If the decision to kill a member is made, the "muleta" is assigned to a member or a prospect. The member or prospect must complete his assignment or he will be killed for violating a rule of the TS.

I. Members of the TS maintain regular communication with their members who have been imprisoned on drug distribution and other charges. Such communication is often through letters and phone calls. Coded language is frequently utilized in order to mislead law enforcement as to the true message contained in the letters or phone calls. This coded language is often hidden in an otherwise meaningless letter. Examples of coded language indicating that someone is to be eliminated include putting an "X" over the name of the individual or stating that this individual has a green light, is sick, has a virus, or has been diagnosed with HIV. A member who has fallen out of favor might also be referred to in the feminine form.

j. The enterprise has a hierarchy for making decisions. Ranking TS members include titles such as lieutenants, sergeants, and sillons (the chairs or chairmen), while regular members are referred to as soldiers. Each city and jail facility with a TS presence has a sillon. The leadership within the prison system is often run out of the Coffield Unit of the Texas Department of Criminal Justice, commonly referred to by TS members as Africa. Transfers of inmates, however, might affect the location of the leadership. These leaders would determine the enforcement of the rules and practices of the TS including when the rules need to evolve to encompass the changing demands encountered by the organization.

k. The power of the TS is utilized to create fear and intimidation that shields members, ensures the timely payment of drug debts, and prevents the theft of members' drugs or money. Violent retribution is an important activity of the enterprise. Such retribution helps enforce

loyalty to the organization which is necessary to ensure the smooth running of the drug distribution business as well as the violent activities of the enterprise. Members and prospects are made aware that their affiliation with the TS requires their assistance with the criminal activity of the enterprise when called upon to do so and is an important step toward obtaining status in the organization.

1. Although the TS is a national organization with central governing rules, members within this organization have developed geographical groups to better serve the criminal aims of the organization. Each of these geographical groups has some autonomy in deciding how they will achieve their criminal aims within the framework of the governing rules of the organization.

**COUNT ONE**  
**(RICO Conspiracy)**

1. Paragraph One through Five of the General Allegations of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. Beginning in or about August 1999 and continuing thereafter through the date of the return of the indictment, both dates being approximate and inclusive, within the Southern District of Texas and elsewhere, the Defendants,

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher,**  
**FRANK CANO, a.k.a. Slim,**  
**ROBBIE LEE DANAS, a.k.a. Sleepy**  
**JESUS GALVAN, Jr., a.k.a. Jesse,**  
**ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco,**  
**RENE GONZALES, Jr., a.k.a. Slick, a.k.a. Amor Slick**  
**JUAN MATAMOROS, a.k.a. Pudd,**  
**ALBERT ORTIZ, a.k.a. Borrado,**  
**JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki,**  
**MICHAEL THAMAN, a.k.a. Mikeo,**  
**EVARISTO TORRES, a.k.a. Red Dog,**  
**WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**  
**JERRY VILLARREAL, Jr., a.k.a. Craps,**  
**ROBERT YBARRA, a.k.a. Little Rob,**

together with other persons known and unknown, being persons employed by and associated with the

TS Enterprise, an enterprise, which engaged in, and the activities of which affected, interstate commerce, knowingly and intentionally conspired to violate Title 18, United States Code, Section 1962(c), that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of that enterprise through a pattern of racketeering activity, that is, through the commission of Racketeering Acts One through Fifteen as set forth in paragraphs Five through Nineteen below.

3. It was a further part of the conspiracy that each Defendant agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise.

#### **The Pattern of Racketeering Activity**

4. The pattern of racketeering activity, as defined in Title 18, United States Code, Sections 1961(1) and 1961(5), consists of the following acts:

5. Racketeering Act One -  
**Conspiracy to Murder, Murder of Ruben Trevino, Jr.**

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act One:

a. Beginning in or about August 1999 through on or about September 29, 1999, in the Southern District of Texas and elsewhere, Defendants **ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki**, and others known and unknown, intentionally and knowingly conspired to kill Ruben Trevino, Jr., in violation of Texas Penal Code, Sections 19.02 and 15.02.

b. On or about September 29, 1999, in the Southern District of Texas and elsewhere, Defendants **ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki**, and others known and unknown, aiding each other, intentionally and knowingly caused the death of Ruben Trevino, Jr., in violation of Texas Penal Code, Sections 19.02 and 7.01.



6. Racketeering Act Two -  
Conspiracy to Murder, Murder of Jesse Rodriguez, Jr.

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Two:

a. Beginning in or about late 1999 through on or about August 11, 2000, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, RENE GONZALES, Jr., a.k.a. Slick, a.k.a. Amor Slick, JUAN MATAMOROS, a.k.a. Pudd, JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**, and others known and unknown, intentionally and knowingly conspired to kill Jesse Rodriguez, Jr., in violation of Texas Penal Code, Sections 19.02 and 15.02.

b. On or about August 11, 2000, in the Southern District of Texas and elsewhere, Defendants **RENE GONZALES, Jr., a.k.a. Slick, JUAN MATAMOROS, a.k.a. Pudd, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**, and others known and unknown, aiding each other, intentionally and knowingly caused the death of Jesse Rodriguez, Jr., in violation of Texas Penal Code, Sections 19.02 and 7.01.

7. Racketeering Act Three –  
Possession with Intent to Distribute

On or about September 2, 2000, in the Southern District of Texas and elsewhere, Defendants **JUAN MATAMOROS, a.k.a. Pudd, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker** and others known and unknown, aiding each other, intentionally and knowingly distributed and possessed with intent to distribute more than five hundred (500) grams of a mixture or substance containing cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), 841(b)(1)(B)(ii) and Title 18, United States Code, Section 2.

8. Racketeering Act Four –  
Robbery of Individual at Golfcrest True Value Hardware

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Four:

a. On or about October 2, 2000 in the Southern District of Texas and elsewhere, Defendant **RENE GONZALES, Jr., a.k.a. Slick, a.k.a. Amor Slick** and others known and unknown, aiding each other, intentionally and knowingly robbed an individual at Golfcrest True Value Hardware in violation of Texas Penal Code, Sections 29.02 and 7.01.

b. On or about October 2, 2000 in the Southern District of Texas and elsewhere, Defendant **RENE GONZALES, Jr., a.k.a. Slick**, and others known and unknown, aiding each other, intentionally and knowingly robbed an individual at Golfcrest True Value Hardware and in the course of such, used and exhibited a deadly weapon in violation of Texas Penal Code, Sections 29.03(2) and 7.01.

9. Racketeering Act Five -  
Robbery, Felony Murder of Winford Anthony Weeks

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Five:

a. On or about November 12, 2001, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**, and others known and unknown, aiding each other, intentionally and knowingly robbed Winford Anthony Weeks, in violation of Texas Penal Code, Sections 29.02 and 7.01.

b. On or about November 12, 2001, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, WILLIE VALDEZ, a.k.a.**

**Canoso, a.k.a. Jacker**, and others known and unknown, aiding each other, intentionally and knowingly committed and attempted to commit a robbery, and in the course of and in furtherance of the commission and attempt, and in immediate flight from the commission and attempt, they committed an act clearly dangerous to human life that caused the death of Winford Anthony Weeks, in violation of Texas Penal Code, Sections 19.02 and 7.01.

10. Racketeering Act Six –  
Conspiracy to Murder a Pelly Rats Gang Member

Beginning on or about September 14, 2002 through on or about December 18, 2002, in the Southern District of Texas and elsewhere, Defendant **WILLIE VALDEZ, a.k.a Canoso, a.k.a. Jacker**, and others, known and unknown, intentionally and knowingly conspired to kill a member of the Pelly Rats Gang, in violation of Texas Penal Code, Sections 19.02 and 15.02.

11. Racketeering Act Seven –  
Robbery of Moses Ramirez

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Seven:

a. On or about April 30, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a Slim, ROBBIE LEE DANAS, a.k.a. Sleepy, JESUS GALVAN, Jr., a.k.a. Jesse**, and others known and unknown, aiding each other, intentionally and knowingly robbed Moses Ramirez, in violation of Texas Penal Code, Sections 29.02 and 7.01.

b. On or about April 30, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim, ROBBIE LEE DANAS, a.k.a. Sleepy**, and others known and unknown, aiding each other, intentionally and knowingly robbed Moses Ramirez and in the course of such, used and exhibited a deadly weapon in

violation of Texas Penal Code, Sections 29.03(2) and 7.01.

12. Racketeering Act Eight –  
Possession with Intent to Distribute

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Eight:

a. In or about May 2003, in the Southern District of Texas and elsewhere, Defendant, **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher**, and others known and unknown, aiding each other, intentionally and knowingly distributed and possessed with intent to distribute more than five (5) kilograms of a mixture or substance containing cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), 841(b)(1)(A)(ii) and Title 18, United States Code, Section 2.

b. In or about May 2003, in the Southern District of Texas and elsewhere, Defendant, **FRANCISCO NUNCIO, Jr., a.k.a. Butcher, JESUS GALVAN, Jr., a.k.a. Jesse**, and others known and unknown, aiding each other, intentionally and knowingly distributed and possessed with intent to distribute 500 grams or more of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B) and 846.

13. Racketeering Act Nine –  
Conspiracies to Murder, Attempted Murder of Mike Chavez

Defendants named below committed the following acts, any one of which alone, constitutes Racketeering Act Nine:

a. Beginning in or about May 2003 through in or about June 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, ALBERT ORTIZ, a.k.a. Borrado, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**, and others

known and unknown, intentionally and knowingly conspired to kill Mike Chavez, in violation of Texas Penal Code, Sections 19.02 and 15.02.

b. On or about May 19, 2003, in the Southern District of Texas and elsewhere, Defendant **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher**, and others known and unknown, aiding each other, intentionally and knowingly attempted to cause the death of Mike Chavez, in violation of Texas Penal Code, Sections 19.02, 15.01 and 7.01.

c. Beginning in or about June 2003 and continuing thereafter through the date of the return of the indictment, in the Southern District of Texas, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, ROBBIE LEE DANAS, a.k.a. Sleepy, JESUS GALVAN, Jr., a.k.a. Jesse, ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, ALBERT ORTIZ, a.k.a. Borrado, JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki, MICHAEL THAMAN, a.k.a. Mikeo, EVARISTO TORRES, a.k.a. Red Dog, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker, JERRY VILLARREAL, Jr., a.k.a. Craps**, and others known and unknown, intentionally and knowingly conspired to kill Mike Chavez, in violation of Texas Penal Code, Sections 19.02 and 15.02.

14. Racketeering Act Ten –  
Robbery of John Obregon

Defendants named below committed the following acts, any one of which alone, constitutes Racketeering Act Ten:

a. On or about July 19, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANK CANO, a.k.a. Slim, ROBERT YBARRA, a.k.a. Little Rob**, and others known and unknown, aiding each other, intentionally and knowingly robbed John Obregon, in violation of Texas Penal Code, Sections 29.02 and 7.01.

b. On or about July 19, 2003, in the Southern District of Texas and elsewhere, Defendants,

**FRANK CANO, a.k.a Slim, ROBERT YBARRA, a.k.a. Little Rob,** and others known and unknown, aiding each other, intentionally and knowingly robbed John Obregon and in the course of such conduct, used and exhibited a deadly weapon in violation of Texas Penal Code, Sections 29.03(2) and 7.01

15. Racketeering Act Eleven –  
Robbery of Vidal Osman Bueso and Abraham Padron

Defendants named below committed the following acts, any one of which alone, constitutes Racketeering Act Eleven:

a. On or about August 26, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim, MICHAEL THAMAN, a.k.a. Mikeo, EVARISTO TORRES, a.k.a. Red Dog, JERRY VILLARREAL, Jr., a.k.a. Craps,** and others known and unknown, aiding each other, intentionally and knowingly robbed Vidal Osman Bueso and others, in violation of Texas Penal Code, Sections 29.02 and 7.01.

b. On or about August 26, 2003, in the Southern District of Texas and elsewhere, Defendants, **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim, MICHAEL THAMAN, a.k.a. Mikeo, EVARISTO TORRES, a.k.a. Red Dog, JERRY VILLARREAL, Jr., a.k.a. Craps,** and others known and unknown, aiding each other, intentionally and knowingly robbed Vidal Osman Bueso and in the course of such, used and exhibited a deadly weapon in violation of Texas Penal Code, Sections 29.03(2) and 7.01

16. Racketeering Act Twelve –  
Conspiracy to Murder a Tango Blast Gang Member, Attempted Murder of Joe Soliz

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Twelve:

a. Beginning on or about September 6, 2003 through on or about September 20, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim, JESUS GALVAN, Jr., a.k.a. Jesse, ALBERT ORTIZ, a.k.a. Borrado, JERRY VILLARREAL, Jr., a.k.a. Craps, ROBERT YBARRA, a.k.a. Little Rob**, and others known and unknown, intentionally and knowingly conspired to kill a member of the Tango Blast Gang, in violation of Texas Penal Code, Sections 19.02 and 15.02.

b. On or about September 20, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim**, and others known and unknown, aiding each other, intentionally and knowingly attempted to cause the death of Joe Soliz, in violation of Texas Penal Code, Sections 19.02, 15.01 and 7.01.

17. Racketeering Act Thirteen –  
Attempted Robbery

Defendants named below committed the following acts, either one of which alone, constitutes Racketeering Act Thirteen:

a. On or about September 22, 2003, in the Southern District of Texas and elsewhere, Defendants **FRANK CANO, a.k.a. Slim, MICHAEL THAMAN, a.k.a. Mikeo, JERRY VILLARREAL, Jr., a.k.a. Craps**, and others known and unknown, aiding each other, intentionally and knowingly attempted to rob another, in violation of Texas Penal Code, Sections 29.02, 15.01, and 7.01.

b. On or about September 22, 2003, in the Southern District of Texas and elsewhere, Defendants, **FRANK CANO, a.k.a. Slim, MICHAEL THAMAN, a.k.a. Mikeo, JERRY VILLARREAL, Jr., a.k.a. Craps**, and others known and unknown, aiding each other, intentionally and knowingly attempted to rob another and in the course of such, used and exhibited a deadly weapon

in violation of Texas Penal Code, Sections 29.03(2), 15.01, and 7.01.

18. Racketeering Act Fourteen –  
Conspiracy to Murder Chris Carvajal

Beginning on or about February 27, 2005, and continuing thereafter through the date of the return of the indictment, in the Southern District of Texas and elsewhere, Defendants **JESUS GALVAN, Jr., a.k.a. Jesse, ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, ALBERT ORTIZ, a.k.a. Borrado, ROBERT YBARRA, a.k.a. Little Rob**, and others known and unknown, intentionally and knowingly conspired to kill Chris Carvajal, in violation of Texas Penal Code, Sections 19.02 and 15.02.

19. Racketeering Act Fifteen –  
Conspiracy to Possess with the Intent to Distribute Cocaine and Marijuana

Beginning in or about 2000 and continuing through the date of this indictment, in the Southern District of Texas and elsewhere, Defendants **FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, FRANK CANO, a.k.a. Slim, WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker, ROBERT YBARRA, a.k.a. Little Rob**, and others known and unknown, knowingly and intentionally conspired to possess with intent to distribute five (5) kilograms or more of a mixture or substance containing a detectable amount of cocaine and in excess of fifty pounds of marijuana in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), 841(b)(1)(D) and 846.

All in violation of Title 18, United States Code, Section 1962(d).

**COUNT TWO**  
**(Murder of Ruben Trevino, Jr.)**

The Grand Jury further charges:

1. At all times relevant to this Indictment, the TS, as more fully described in Paragraphs One through Five of Count One of this Indictment, which are realleged and incorporated by reference



as though set forth fully herein, constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), namely the TS Enterprise, that is, a group of individuals associated in fact which was engaged in, and the activities of which affected, interstate and foreign commerce. The TS Enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

2. At all times relevant to this Indictment, the above-described enterprise, through its members and associates, engaged in racketeering activity as defined in Title 18, United States Code, Sections 1959(b)(1) and 1961(1), namely, acts involving murders and robberies in violation of Texas state law.

3. On or about September 29, 1999, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants,

**ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco, and  
JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki,**

aiding each other, intentionally and knowingly caused the death of Ruben Trevino, Jr., in violation of Texas Penal Code, Sections 19.02 and 7.01.

All in violation of Title 18, United States Code, Section 1959(a)(1) and Section 2.

**COUNT THREE  
(Murder of Jesse Rodriguez, Jr.)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about August 11, 2000, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an

enterprise engaged in racketeering activity, Defendants,

**RENE GONZALES, Jr., a.k.a. Slick, a.k.a. Amor Slick  
JUAN MATAMOROS, a.k.a. Pudd, and  
WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker,**

aiding each other, intentionally and knowingly caused the death of Jesse Rodriguez, Jr., in violation of Texas Penal Code, Sections 19.02 and 7.01.

All in violation of Title 18, United States Code, Section 1959(a)(1) and Section 2.

**COUNT FOUR  
(Murder of Winford Anthony Weeks)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about November 12, 2001, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, and  
WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker,**

aiding each other, intentionally and knowingly committed and attempted to commit a robbery, and in the course of and in furtherance of the commission and attempt, and in immediate flight from the commission and attempt, they committed an act clearly dangerous to human life that caused the death of Winford Anthony Weeks, in violation of Texas Penal Code, Sections 19.02 and 7.01.

All in violation of Title 18, United States Code, Section 1959(a)(1) and Section 2.

**COUNT FIVE**  
**(Conspiracy to Murder a Pelly Rats Gang Member)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. From on or about September 14, 2002 through on or about December 18, 2002, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**GEORGE DURAN, a.k.a. Porkchop,**  
**MIKE MENDOZA, Jr., a.k.a. Barney, and**  
**WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**

and others known and unknown, intentionally and knowingly conspired to kill a member of the Pelly Rats Gang, in violation of Texas Penal Code, Sections 19.02 and 15.02.

All in violation of Title 18, United States Code, Section 1959(a)(5).

**COUNT SIX**  
**(Attempted Murder of Jaime Herrera)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about December 18, 2002, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**GEORGE DURAN, a.k.a. Porkchop, and**  
**MIKE MENDOZA, Jr., a.k.a. Barney,**

aiding each other, intentionally and knowingly attempted to cause the death of Jaime Herrera, in violation of Texas Penal Code, Sections 19.02, 15.01, and 7.01.

All in violation of Title 18, United States Code, Section 1959(a)(5) and Section 2.

**COUNT SEVEN**  
**(Conspiracy to Murder Mike Chavez)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. From on or about May 2003 through on or about June 2003, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher,**  
**MICHAEL ALMARAZ, a.k.a. Little Mike,**  
**ALBERT ORTIZ, a.k.a. Borrado, and**  
**WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker**

and others known and unknown, intentionally and knowingly conspired to kill Mike Chavez, in violation of Texas Penal Code, Sections 19.02 and 15.02.

All in violation of Title 18, United States Code, Section 1959(a)(5).

**COUNT EIGHT**  
**(Attempted Murder of Mike Chavez)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about May 19, 2003, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an

enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, and  
MICHAEL ALMARAZ, a.k.a. Little Mike,**

aiding each other, intentionally and knowingly attempted to cause the death of Mike Chavez, in violation of Texas Penal Code, Sections 19.02, 15.01 and 7.01.

All in violation of Title 18, United States Code, Section 1959(a)(5) and Section 2.

**COUNT NINE  
(Conspiracy to Murder Mike Chavez)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. From in or about June 2003 and continuing thereafter through the date of the return of the indictment, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher,  
ROBBIE LEE DANAS, a.k.a. Sleepy,  
JESUS GALVAN, Jr., a.k.a. Jesse,  
ROBERTO GARZA, a.k.a. Bobby, a.k.a. Flaco,  
ALBERT ORTIZ, a.k.a. Borrado,  
JOHNNY PEREZ, Jr., a.k.a. Payaso, a.k.a. Ki Ki,  
MICHAEL THAMAN, a.k.a. Mikeo,  
EVARISTO TORRES, a.k.a. Red Dog,  
WILLIE VALDEZ, a.k.a. Canoso, a.k.a. Jacker, and  
JERRY VILLARREAL, Jr., a.k.a. Craps,**

and others known and unknown, intentionally and knowingly conspired to kill Mike Chavez, in violation of Texas Penal Code, Sections 19.02 and 15.02.

All in violation of Title 18, United States Code, Section 1959(a)(5).

**COUNT TEN**  
**(Conspiracy to Murder a Tango Blast Gang Member)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. From on or about September 6, 2003 through on or about September 20, 2003, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher,**  
**FRANK CANO, a.k.a. Slim,**  
**JESUS GALVAN, Jr., a.k.a. Jesse,**  
**ALBERT ORTIZ, a.k.a. Borrado,**  
**JERRY VILLARREAL, Jr., a.k.a. Craps, and**  
**ROBERT YBARRA, a.k.a. Little Rob,**

and others known and unknown, intentionally and knowingly conspired to kill a member of the Tango Blast Gang, in violation of Texas Penal Code, Sections 19.02 and 15.02.

All in violation of Title 18, United States Code, Section 1959(a)(5).

**COUNT ELEVEN**  
**(Attempted Murder of Joe Soliz)**

The Grand Jury further charges:

1. Paragraphs One and Two of Count Two of this Indictment are realleged and incorporated by reference as though fully set forth herein.

2. On or about September 20, 2003, in the Southern District of Texas and elsewhere, for the purpose of gaining entrance to and maintaining and increasing their position in the TS Enterprise, an enterprise engaged in racketeering activity, Defendants

**FRANCISCO NUNCIO, Jr., a.k.a. Frank, a.k.a. Butcher, and  
FRANK CANO, a.k.a. Slim,**

aiding each other, intentionally and knowingly attempted to cause the death of Joe Soliz, in violation  
of Texas Penal Code, Sections 19.02, 15.01 and 7.01.

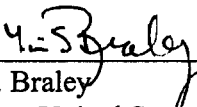
All in violation of Title 18, United States Code, Section 1959(a)(5) and Section 2.


A TRUE BILL

**Original Signature on File**

DONALD J. DeGABRIELLE, JR.  
United States Attorney

By:

  
\_\_\_\_\_  
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\_\_\_\_\_  
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